

**FISCAL MEMORANDUM
SB 1183 – HB 1591**

May 17, 2007

SUMMARY OF AMENDMENT (008144): Deletes the language of the original bill. Extends governmental tort liability limits to entities that contract with the Regional Transportation Authority for the provision of transport services or the operation or maintenance of facilities or rail lines associated with the Authority. From July 1, 2007 until June 30, 2012 limits for railway incidents would be \$2,000,000 for any one person and \$30,000,000 for any one incident. From July 1, 2012 until June 30, 2017, limits for any one person would be \$3,000,000 and \$50,000,000 for any one incident. The regional transportation authority would be required to maintain a self-insurance retention fund not to exceed \$2,000,000 to be used as a first fund source for the payment of any tort claim arising from any rail transit incident.

FISCAL IMPACT OF ORIGINAL BILL:

Other Fiscal Impact – Extending tort liability limits to such entities may result in a decrease in state expenditures due to lower contract costs for the Authority. The amount of such decrease is difficult to quantify due to the varied size of contracts, variable liability applicable to different projects and the projection of the cost of such contracts in the absence and in the presence of this bill.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions applied to amendment:

- Any impacted regional transportation authority already has a self-insurance retention fund in place.
- Extension of governmental tort liability limits will not result in any increases in state expenditures.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



SB 1183 – HB 1591

James W. White, Executive Director

/ce